

**MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 20, 2007**

The governing body met in regular session on June 20, 2007 at 5:30 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Jindra, Johnson, Gilliland, Lanoue and Hosie.

Absent: None.

Other Officers: City Manager Paine, City Attorney Uri and City Clerk Fleming.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Jessica LeDuc, Toby Nosker, Taylor Kline, Armand Balthazor, Ron Deal, Larry Eubanks, Ron Copple, Marvin Copple, Danny Parker, Suzy Tuggle, Bruno Rehbein, Jeff Thoman, Kirk Lowell, Larry Remmenga, Susie Haver, Barbara Henry, Barbara Shunn, Arlene Clayton, Delores Landry and Donald Lanoue.

Mayor Johnson announced the agenda had been amended. The executive session scheduled for the first item on the agenda was removed along with the new business item of approving the interim city manager contract. Commissioner Hosie moved to approve the amended agenda. Commissioner Jindra seconded. Motion carried.

APPROVAL OF MINUTES

Commissioner Jindra moved to approve the minutes of the June 6, 2007 regular meeting as written. Commissioner Gilliland seconded. Motion carried. Commissioner Lanoue moved to approve the minutes of the June 8, 2007 special call meeting as written. Commissioner Johnson seconded. Motion carried. Commissioner Gilliland moved to approve the minutes of June 13, 2007 special call meeting as written. Commissioner Lanoue seconded. Motion carried.

APPROPRIATION ORDINANCE NO. 11

APPROVED

Commissioner Gilliland moved to approve Appropriation Ordinance No. 11. Commissioner Jindra seconded. Motion carried.

PUBLIC COMMENTS

Armand Balthazor commented he felt with the five (5) commissioners in place, it would be a good time to change the form of government and get the city back.

Arlene Clayton wanted to inform the commission the Cloud County Historical Society Museum has a new look on the outside, due to the curator and volunteers (Ms. Clayton being a volunteer). Ms. Clayton said she was very happy to do this because she hung out at the library when she was young. Ms. Clayton also commented it was a sad day for the city of Concordia that the ethic and moral values dropped to a level that entertainment was to arrest a 67-year old person for criminal trespassing and then put them in a chamber with a judge who is laughing during the trial.

KANSAS SAMPLER FESTIVAL ANNOUNCEMENT

SUSIE HAVER & BARBARA HENRY

Susie Haver and Barbara Henry were present to reveal the desired location in Concordia to hold the 2008 and 2009 Kansas Sampler Festival. Ms. Haver and Ms. Henry announced Blosser Municipal Airport as the location selected. Ms. Haver stated the grassy area between the large hangars and the main runway would be perfect to accommodate all the tents associated with the festivals. Ms. Haver stated the Kansas Sampler Festival was started in 1990 by Marci Penner and her father. Ms. Haver said the purpose of the festival was to give people an opportunity to sample what there is to see, do, hear, taste, buy, and learn in Kansas. Ms. Haver informed the commission Concordia would be the first town north of I-70 to host the festival and it has never been held in town as small as Concordia.

Ms. Henry advised the Commission this is a big deal that will bring 5,000 to 7,000 people to Concordia. She asked the Commission for its approval to use the airport for the festival. She also asked that the city make some improvements to the area, including spiffing up the restrooms close to the RV park and the lobby at the main building.

Commissioner Gilliland asked Ms. Henry if they had a list of the things they wanted done and asked if there would be any Federal Aviation Administration issues. Mr. Paine stated yes, but by having a little bit of an air show or balloon festival, it could authorize the city to close the airport. Ms. Haver informed the commission Scot Henderson has been in contact with the FAA, and they don't anticipate a problem. Commissioner Gilliland asked if the city would anticipate the need to budget anything next year or the year after for expenses for having the festival here. Mr. Paine stated staff has already discussed budgeting money for improvements at the airport.

Commissioner Hosie stated he had attended the most recent festival in Garden City. Commissioner Hosie suggested the festival committee meet with city staff to discuss the event.

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Commissioner Lanoue asked if there was a dollar estimate. Ms. Henry stated they did not have an estimate but stated they envision using grants and matching funds that are available that could be used to fund the improvements. Commissioner Lanoue also asked if the festival committee could come back to announce the location after FAA approval.

Commissioner Gilliland moved to approve the airport site as the 2008 and 2009 Kansas Sampler Festival and authorize staff to work with the committee, subject to FAA approval. Commissioner Jindra seconded. Motion carried. Ms. Haver and Ms. Henry thanked the commission for their support.

**ORDINANCE NO.2007-2935  
AMEND CODE – TIME & PLACE  
OF REGULAR COMMISSION MEETINGS PASSED**

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE PROVIDING FOR THE DAY OF MEETINGS OF THE CITY COMMISSION WHEN THE REGULARLY SCHEDULED MEETING FALLS UPON A HOLIDAY AND AMENDING THE CONCORDIA CODE, BY REPEALING SUB-SECTION (A) OF SECTION 2-32, AND BY ADDING A NEW SUB-SECTION, TO BE IDENTIFIED AS SUBSECTION (A) OF SECTION 2-32.

The Ordinance was considered and discussed; and thereupon on motion of Commissioner Gilliland, seconded by Commissioner Hosie, the Ordinance was passed by the following roll call vote:

Aye: Commissioners Jindra, Lanoue, Hosie, Johnson and Gilliland.

Nay: None.

Thereupon, the Ordinance having been adopted by a 2/3rds vote of the members of the City Commission, it was given No. 2007-2935, and was directed to be signed by the Mayor, attested by the City Clerk and directed to be published one time in the official City newspaper.

**RESOLUTION NO. 2007-1767  
NUISANCE ABATEMENT–  
CEDAR(HAMILTON) 1202 OLIVE APPROVED**

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: N. 52' OF LOTS 1 & 2, BLOCK 71, CONCORDIA, ORIGINAL TOWN (1202 OLIVE)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Johnson, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1767 and was directed to be signed by the Mayor and attested by the City Clerk.

**RESOLUTION NO. 2007-1768  
NUISANCE ABATEMENT–  
MARCOTTE – 218 E. 14TH APPROVED**

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: N. 66' OF W. ½ OF LOT 4 & N. 66' OF E. ½ OF LOT 5, BLOCK 52, CONCORDIA, ORIGINAL TOWN, (218 E. 14<sup>TH</sup>)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Jindra, seconded by Commissioner Lanoue, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

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Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1768 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1769  
 NUISANCE ABATEMENT–  
MORLEY – 430 W. 5TH

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOTS 15, 16 & E. ½ OF LOT 17, BLOCK 151, CONCORDIA, ORIGINAL TOWN, (430 W. 5<sup>TH</sup>)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Lanoue, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1769 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1770  
 NUISANCE ABATEMENT–  
MAHMOOD – 214 E. 13TH

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: W 22' OF LOT 5 AND ALL OF LOT 6, BLOCK 61, CONCORDIA, ORIGINAL TOWN, (214 E. 13TH)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Hosie, seconded by Commissioner Lanoue, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1770 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1771  
 NUISANCE ABATEMENT–  
ALLEN – 429 E. 2<sup>ND</sup>

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOTS 17, BLOCK 188, (429 E. 2ND)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Gilliland, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1771 and was directed to be signed by the Mayor and attested by the City Clerk.

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RESOLUTION NO. 2007-1772  
NUISANCE ABATEMENT-  
SECRETARY OF HOUSING – 319 E. 11TH APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOTS 6 & 7, BLOCK 94 & S. 13' OF VAC. COURT STREET, CONCORDIA, ORIGINAL TOWN, (319 E. 11th)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Jindra, seconded by Commissioner Lanoue, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1772 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1773  
NUISANCE ABATEMENT-  
HALE – 221 W 3RD APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOT 15, BLOCK 178, CONCORDIA, ORIGINAL TOWN, (221 W. 3RD)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Lanoue, seconded by Commissioner Hosie, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1773 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1774  
NUISANCE ABATEMENT-  
KENDALL/SCHOENBRUNN-219 W. 3RD APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOT 16, BLOCK 178, CONCORDIA, ORIGINAL TOWN, (219 W. 3RD)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Hosie, seconded by Commissioner Lanoue, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1774 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1775  
NUISANCE ABATEMENT-  
CALLAWAY – 326 W. 6TH APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

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WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOTS 13 & 14, BLOCK 133, CONCORDIA, ORIGINAL TOWN, (326 W. 6TH)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Gilliland, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1775 and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1776  
NUISANCE ABATEMENT-  
PATEL - 301 E. 1ST

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOTS 7-9, BLK. 201, SUBDIVISION CONCORDIA, ORIGINAL TOWN, (301 E. 1ST)

The Resolution was considered and discussed; and thereupon on motion of Commissioner Johnson, seconded by Commissioner Lanoue, the Resolution was adopted by the following roll call vote:

Yea: Commissioners Hosie, Johnson, Jindra, Lanoue and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1776 and was directed to be signed by the Mayor and attested by the City Clerk.

EXECUTIVE SESSION -  
NON-ELECTED PERSONNEL

HELD

At this time, Commissioner Johnson moved that the commission recess into executive session for fifteen (15) minutes for the discussion of non-elected personnel (interim city manager). Commissioners Jindra and Lanoue simultaneously seconded. Motion carried by the following vote:

Aye: Commissioners Jindra, Johnson, Gilliland, Lanoue and Hosie.

Nay: None.

Time: 6:17 p.m.

The commission reconvened at 6:32 p.m.

Mayor Johnson announced the commission would like City Manager Paine to contact Tom Armour to see if he would be available to come next Monday, Tuesday or Wednesday for an interview.

MAYOR/COMMISSIONER  
COMMENTS AND REPORTS

Commissioner Lanoue asked Danny Parker, Chief of Police about the Dutch Braun issue. Chief Parker advised an internal investigation had been done but he could not comment on the issue.

Commissioner Lanoue asked to get a copy of the Shady Lake Development Agreement. Mr. Paine thought it had already been delivered.

Commissioner Johnson asked about the request to withdraw from the Brown Grand. City Manager Paine informed the commission the Brown Grand board requested to withdraw their request to serve alcohol at the Brown Grand.

Commissioner Johnson asked city staff what it would take to go from a city manager to a city administrator form of government. Mr. Paine stated he was not sure, but thought it might require an election. Commissioner Johnson also asked if the city had to be divided into wards. Mr. Uri stated in the

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present system it does not, but he could not answer the question if the city had a different form of government. City Attorney Uri said he would look into the matter.

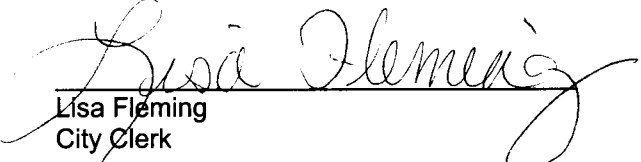
**STAFF COMMENTS**

City Manager Paine reminded the commission the next regular commission meeting will be Tuesday, July 3, 2007. Commissioner Lanoue moved that the next regular meeting be July 3<sup>rd</sup> at 5:30. Commissioner Gilliland seconded. Motion carried.

Larry Eubanks, Fire Chief, announced James Buller is now a licensed paramedic.

Mayor Johnson announced there would be a study session following the meeting.

There being no further business, Commissioner Lanoue moved to adjourn the meeting. Commissioner Johnson seconded. Motion carried.

  
Lisa Fleming  
City Clerk

(Seal)